

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**BETTY ROSE BARSА, FRANCIS BAX,
AND ALL OTHERS SIMILARLY
SITUATED,**

Plaintiffs,

v.

**BEACON HEALTH OPTIONS, INC.,
BEACON HEALTH STRATEGIES LLC,
AND VALUEOPTIONS FEDERAL
SERVICES, INC.**

Defendants.

Civil Action No. 1:19-cv-01646-JPO-BCM

**PLAINTIFFS' UNOPPOSED MOTION AND ORDER ON
THE DISMISSAL OF PLAINTIFF SERENE VIRTUE**

Plaintiffs, by and through their counsel, pursuant to Federal Rule of Civil Procedure 41(a)(2) request that the Court enter an Order dismissing Plaintiff Serene Virtue's claims without prejudice. In further support of this Motion, Plaintiffs state as follows:

1. Plaintiffs filed the Complaint on February 21, 2019. Dkt. 1.
2. Plaintiffs filed a First Amended Complaint on June 28, 2019. Dkt. 44.
3. Plaintiffs filed a Second Amended Complaint on February 5, 2020. Dkt 121.
4. Plaintiff Serene Virtue filed a consent form to opt into the lawsuit on December 13, 2019. Dkt. 92.
5. Plaintiff Serene Virtue informed her counsel on February 14, 2020, that she wishes to dismiss her claims against all Defendants without prejudice.
6. Defendants do not oppose the entry of an order dismissing Plaintiff Serene Virtue's claims without prejudice.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

- (a) Plaintiff Serene Virtue's claims are dismissed without prejudice;
- (b) All other Plaintiffs' claims are unaffected by this Order.

Date: February 21, 2020

Respectfully submitted,

By: /s/ Maureen A. Salas

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The Clerk of Court is directed to close the motion at
Docket Number 124.

Dated: March 2, 2020
New York, New York

SO ORDERED



J. PAUL OETKEN
United States District Judge